Morning Oregonian.

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GENERAL NEWS.

(BY TELEGRAPH TO THE OREGONIAN.)

Explosion—Startling Disclosures.

CHICAGO, April 6.—The *Times* to-morrow from an authentic source, the the explosion, revealing the fact criminal crime was perpetrated. Or- ster, when alive, was a member. years ago, simply because of the He had been somewhat wild, attention to the business, which have been to his taste. He had winter in Bermuda, yachting, recently, expressed a desire now the firm. His partners did make any change in the business, is retiring, but he persisted in and finally became so dis- to pay him $200,000 for his interest; papers were drawn up and were signed to-day. Young Jewett, with liquor, came to the hand grenade and pistol. Some and he pulled the grenade threw it on the floor and the drawer. The clerk was killed, his broken and he received three in the abdomen. He then and attempted to shoot him- head, but his aim was ineffec this evening in the hospital. injured by the explosion, is to be in a dangerous condition. of the office of Messrs. Jewett, absorbing topic of conversa- thousands of people who come from Brooklyn to New York all return this morning into and landing for a while at the looking up to the second floor at of the office in which the calam- The building is closed and the have been withdrawn. All firm bear the very highest not only for probity but of character and charitableness, who was of a close, surly dis- ville's original interest was $15,- got along very well with his and went as he pleased, and down to any routine wast- ding his extreme penurious- hesitate to spend money freely ment. He keeps a yacht, fast and was a generous liver. tastes brought him into col- pursuits, and he received their in anything but a friendly until four years ago, on the annual settlement, there was caused by a demand that change his course or leave the was settled, however at the time producing any alteration in the the members of the concern. Or- ly grew more insolent, and about he was informed that his con- remittances, but one day last and without further delay. He to Detroit, and said if he wished his interest he might have it for would require that the papers up by his own lawyers. wanted was a receipt for the would pay over. This was arrived at. Orville went and employed him to draw up and said yesterday they be signed, as no money con- cash had been provided and to the long continued trouble was promised.

Government Works Explosion.

NEW YORK, April 6.—The *Tribune* furnishes following regarding the explosion at John & Sons. The cause of the explosion known with certainty, but the theory obtained most acceptance yesterday was that Orville Jewett was insane.

Bogus Mining Company.

NEW YORK, April 6.—The corporation of the Silver Mountain Mining Com- has an office on Broadway. The names and other officers are declared fictitious. Waiting to "unload" the company as a swindle. Only those who can be discovered to repre- sent concern are declared adventurers, or the concern are declared to exist only for the purpose of swindling. The names of people who own the stock are declared to exist only in name.

Failure in Wall Street.

NEW YORK, April 6.—In Wall street to-day reports and rumors were of a favorable character, a fact which naturally advanced the feeling of improvement on the Stock Exchange. The depression was strongly in contrast with the condition of affairs for some time past. The advance in prices, however, was not so great as might have been expected.

Failure in the Tweed Business.

NEW YORK, April 6.—The *Herald* says the failure in the Tweed business is not because he has spent his millions, but because he hesitates to [illegible] General Fairchild insists he can do both.

Tweed's Release Less Likely.

NEW YORK, April 6.—The *Times* says the case of Tweed's escape seem failing, and the determination on the part of the prosecu- to settle the case is growing stronger. It is thought the story of Tweed's wan- sympathy for him. It is now generally that Tweed has nothing to divulge to others. Tweed's release could not for a long time to come, even if he could be the proposition, which has not been stated he probably does not intend to do it.

Tweed Further Contradicted.

NEW YORK, April 6.—The *Tribune* prints an interview with Sheriff Connor, on the story of Tweed's escape. Connor spent six thousand dollars trying to recapture Tweed. Every ground in New Jersey where Tweed was supposed to be in hiding was carefully searched, Connor don't believe the story, nor detectives. Connor thinks Tweed es- a tug from the foot of Jerome street,

Assassination.

LITTLE ROCK, Ark., April 6.—Cherokee Tom Starr was assassinated at his home, at Starrville, on Saturday night. Citizens of Starr pursued into the Cherokee nation and killed two white horse thieves last Friday and returned.

Arrest of the Benders.

Dispatches with the supposed Bender family passed through here yesterday. The family consists of the name of Reocifer, and consists of Joe Bender, Sr., and Jr., Kate Bender, and Mrs. A detective named Beard, who in discovered the bodies of their victims, has been working up the case, and effected the arrest without extraordinary trouble. Those who party deny their identity, but the evidence is overwhelming. They were good time coming to Crawford one by one on foot, and always had plenty of money to buy farms,

A Murderer Extradited.

CINCINNATI, April 6.—The Texas officers in charge of Abe Rothschild took him to Lawrenceburg to-day and left to-night for Texas.

Railroad Hands' Life Insurance.

PHILADELPHIA, April 6.—General Madagor Superintendent of the Philadelphia and Reading Railroad, states that his conference with the engineers of that road last evening enced with the agreement on their part to accept the new arrangements proposed by the railroad com- pany. The plan provided by the company is to contribute $15,000 to the life insurance fund and $10,000 to the accident insurance fund for the benefit of such of their train hands as comply with the provisions and pay the assessments agreed upon.

N. Y. Railroad Rates.

NEW YORK, April 6.—The managers of the New York Central, Erie and Baltimore and Ohio have agreed to advance rates on limited tickets to the following points, to take effect Monday next. From New York and Cleveland, $1; to Detroit, $18; Chicago, $20; St. Louis, $24; Kansas City, $35; Indianapolis, $19; Cincinnati, $18. From Albany $1 less than from New York, and from Boston, by all routes, $1 more than from New York.

Canal Tolls Reduced.

ALBANY, April 6.—A resolution reported by the canal committee in the assembly to-day, fixing the canal toll sheet for 1877, reduces rates on grain, domestic salt and lumber fifty per cent.

The Lynn Fire.

BOSTON, April 6.—A Lynn fire corrected list makes the total loss $100,000, insurance $70,000. One hundred and sixty persons are thrown out of employment.

Naval Employees Discharged.

PORTSMOUTH, N. H., April 6.—Orders were received from Washington to-day, discharging all the hands in the construction and steam engineering department at this navy yard.

WASHINGTON CITY.

Rumored Removals and Appointments.

WASHINGTON, April 6.—Rumors are in circulation throughout the Treasury of changes in important heads of divisions of that department.

The President, on Monday, will appoint Alfred E. Lee, of Ohio, Consul General of the United States at Frankfort, Germany.

Mexican Affairs.

NEW YORK, April 6.—The *Times'* Washington special says: At the Cabinet meeting today Schurz presented for consideration charges against Governor Hobbs of Montana. The charges have been on file for some time, and accuse him of accepting bribes. It is not known what action was taken on the charges, but those familiar with the case express the belief that Hobbs will be removed. Charges were some time ago made by Hobbs against James E. Galloway, secretary of the same Territory, and yesterday J. E. Mills was appointed in his place, but after examination of the case Mills' appointment was withdrawn and Galloway continued in office until further investigation can be had.

Where the Money Went.

WASHINGTON, April 6.—Ex-Secretary Robeson asserts that the money for the sale of the Philadelphia navy yard will be found properly accounted for. He says the trouble is that the bureau of yards and docks thought it was entitled to be credited with the proceeds of the sale, whereas it was distributed among the various bureaus.

The Extra Session.

WASHINGTON, April 6.—On inquiry at the Executive Mansion to-night, it is authoritatively ascertained that there has been no change in the date heretofore determined upon for the extra Congress to commence, namely, Monday, June 4th.

The Civil Service Rules.

The civil service system of investigation as outlined has been prepared by Secretary Schurz after much deliberation and careful consideration of the views presented on his invitation by various chiefs of bureaus and other responsible officers of the department. It is believed the system will in its practical working not only relieve the Secretary and bureau officers from burdens at present necessarily devolving upon them, but will secure exact justice.

The Whisky Suits.

CHICAGO, April 6.—The *Inter-Ocean's* Washington special says: The government is inclined to compromise its judgment on the whisky suits against A. C. Leasing of Chicago, for the largest amount he can raise, and papers to that effect have been sent to District-Attorney Bangs, who has been instructed to push the suit against Fahm and other "crooks."

A. H. Stephens Still Lives.

Alexander H. Stephens to-day expressed himself pleased with the President's cabinet, especially with Evarts and Thompson, and evinced a desire to renew an old and long standing acquaintance with the latter.

Compromise of Whisky Suits.

WASHINGTON, April 6.—Secretary Sherman has established a precedent for the disposition of all propositions looking to a compromise of whisky suits, a large number of which are now pending before the treasury department. He has taken up the first case presented, which is a proposition to relieve sureties from all responsibility upon payment of a mere nominal sum. After reciting the history and quoting the law, the Secretary, in his letter, says:

> The tax on whisky is so large in proportion to the value of the article manufactured that it furnishes the strength of the temptation to evade the law, and taxation can only be collected by strict enforcement. The law is severe in its penalties, and must be severely enforced. This is followed in all countries where a similar excise tax is levied. No sympathy for defendants nor for sureties will justify the Secretary in relieving them from a position which, by doing so, he will defeat a statement when, by doing so, he will defeat a statement when, by doing so, he will defeat a statement when

The Daily Oregonian.

SATURDAY MORNING, APRIL 7, 1877.

THE NORTHERN PACIFIC.

In July next the lands granted by act of Congress to aid the construction of the Northern Pacific railroad will lapse to the government, unless the grant be renewed prior to that time. It can scarcely be hoped that any original legislation in behalf of railroad enterprises can be secured for the Northwest; but it is possible that the period for the construction of the Northern Pacific under this grant may be extended. As this seems to be almost the sole remaining thing of which hope may be entertained, all the influence that the Northwest can bring to bear should be exerted for it. The managers of the company express confidence that the renewal of the grant will enable them to build the road. A few years ago the management of the corporation utterly collapsed, and until recently all the efforts of parties concerned have been necessarily employed in extricating the company's interests from the embarrassments attendant upon bankruptcy. Hence it was not possible to go on with the construction of the road so as to save the land grant. But the company's affairs have now been adjusted, and it is believed that but for the lapsing of the grant the building of the road could be re-commenced.

This is the situation. It may not be possible to get the act through at the special session, yet the effort should be made. Doubtless it will be made, and in that case all the influence that Oregon can exert should be employed in its behalf. Our representatives will appreciate the importance of requiring such changes and readjustments as will be best for the interests of Oregon in common with those of other parts of the northwest. The grant, if renewed, would be a sufficient basis for the construction of the road. The company is not now hampered with liabilities; it has many hundred miles in operation, and under prudent management can now go on and complete the road through, if only success will attend the extension of the original grant, with such modification as would seem conducive to the varied interests to be considered and served.

NORTHERN PACIFIC RAILROAD.

Even the general discouragement in railway enterprises there is one road pushing forward with even unusual activity. This is the South-Pacific. It has the resources the Central Pacific Company behind it, and its managers are pushing it in an energy that shows confidence in their ability to carry the enterprise through. From the junction with the Southern Pacific near Stockton there is a continuous line of road many hundred miles in length, reaching almost within a few miles of the Colorado river at the southeastern corner of California. Before the end of the present year the road, it is expected, will be built two hundred miles beyond the Colorado river. During the year California built more road than any other State in the Union. The South-Pacific is almost the only new railroad enterprise in the United States that is showing remarkable activity. It is the line of the Texas Pacific which is solicited from the government, and is getting a start while its competitor is in the attendance at Washington with promises of hope deferred.

Prof. E. S. Proctor, the eminent astronomical writer, our solar system is in no danger. The fires of the sun, it says, are maintained by the precipitation of enormous quantities of comeary matter upon its surface, and he thinks that a sufficient supply of fuel from such sources might easily be poured upon the sun to keep planetary people all out; and he says such catastrophes have occurred here and there to worlds as important as ours. To us it looks to us like a disagreeable truth he speaks of the effects which followed the collision of two great meteors on the sun in 1866. The fall of those two bodies only affected the whole framework of the earth at the time when the sun had been thus disturbed. Vivid aurorae were seen where they had never been seen before, accompanied by magnetic disturbances all over the earth. In many places the telegraph struck work, men received severe schocks, and in some a flame of fire followed the pen of the electric telegraph, which writes the message upon chemically prepared paper, showing the effect of two meteors. The effect of a meteor bearing in its flight many millions of meteoric stones falling upon the sun—for all that take place—can be understood.

Fire insurance companies, it may be feared, will raise their rates to cover this new risk. Professor Proctor's story is a serious endeavor to show that we are exposed to the possibility of some such burning disaster he depicts. There is some room again for the predictions of that class of alarmists, never quite extinct, who have asserted they should soon behold the burning of the "Last Day." Even if the comets were not quite so calamitous as Mr. Proctor fears, we should have serious apprehensions that the sudden melting of the snow of Mount Hood would cause quite a rise in the river along the bottoms of Sandy.

Stanley is still working away to get at the sources of the Nile. And still they retreat before him. It is not yet settled that Livingstone's Lualaba river is the Congo; Stanley thinks it may yet prove to be the Nile, as Livingstone conjectured. The sources of several streams known to be tributaries to the great lakes of the Upper Nile are still unexplored. East and southeast of Victoria Nyanza, a hundred of miles, is a range of lofty mountains, the highest peaks of which reach an altitude of 18,000 or 20,000 feet. They are covered, even in this tropical latitude, with perpetual snows. It is believed that some of the principal feeders of the lake descend from these mountains. But the great problem to solve is whether the lacustrine river traced by Livingstone from the tenth degree of South latitude for a long distance toward the northwest is really the remotest source of the Nile, as he conjectured, or a stream discharging its waters elsewhere.

Packard is intrepid and audacious enough he is determined that President Hayes shall not forget the election in Louisiana. His open letter is intended as a suggestion and not a covert one either, that in sending a commission to Louisiana on the errand proposed for it, the President is simply taking the trouble to impeach his own title. This broadly stated, is just what Packard means to taunt the President with; though it is apparent to every one that Hayes might have the legal title to the electoral vote, since it was declared for him by the appointed State authority, while Packard may not have a lawful claim to the Governorship, inasmuch as on the counting of the vote, there was no legal quorum in the Legislature, by which body the returns for Governor must be canvassed and the result announced. It is Packard's tactics to try to link his fortunes indissolubly with Hayes, and his letter is a bold stroke to accomplish this.

Late cable telegrams from several European cities which are crowded out by other matters, indicate that the settlement of the Eastern question is as far from being concluded as before the signing of the protocol, which Turkey so far refuses to accept. The Russian government claims to have done all in her power to perpetuate the peace of Europe, and claims that if war shall come the responsibility will be on other shoulders, principally on England.

BOOKS FROM GILL'S.—"The Great Match," a book of the "No Name Series," and "Ben Wilner's Wooing," of the "Town and Country Series," are on our table. Looking a little into them we find evidences at once of skillful literary work. Pleasant books they are, with touches of genuine humor, fresh sentiment, and not bad love-making.

It is well understood, so Washington correspondents write, that Devens was selected as Attorney-General on the advice of Vice President Wheeler.

BORN:

In this city, April 5, to the wife of Wm. Honeyman a son.

MARRIED:

In Lane county, April 1, S. R. Wooley and Laura Sheiz.

At Albany, April 4, Geo. M. Kezartee and Olive V. Burkhart.

Near Harrisburg, March 23, Henry B. Hargrave and Elizabeth Whited, and Robert O. Whited and Alida F. Oakes.

In Benton county, April 1, Franklin Scott and Olive Ann Stout.

At Corvallis, April 5, Mr. August Hodes and Miss Louisa Bamberger.

DIED,

In Benton county, March 28, Monroe Hodges, aged 39 years.

In Corvallis, of diphtheria and mumps, April 5, Lon, son of J. W. Souther, aged 10 years.

NEW TO-DAY.

TO THE PUBLIC!

SOMETHING NEW!

[illegible]

Second St., bet. Morrison & Yamhill.

HAVING OPENED A

RETAIL DRUG STORE

At the above Central Location. We offer everything for sale usual to Stores of this kind, such as

PATENT MEDICINES,

Chemicals, Drugs,

PERFUMERY, SOAPS, COMBS,

BRUSHES, &C.,

Of the best manufacture, all

FRESH, CLEAN & PURE.

New and Stock. Everything in the Store purchased since January, 1877, and for sale at prices as low as the same article can be bought in the city.

We pay particular attention to the compounding of

Physicians' Prescriptions and Family Recipes, at all hours of the Day or Night.

You can leave your orders as you go down town and get them as you come back.

DON'T FORGET THE PLACE,

CENTRAL DRUG STORE,

Second street, bet. Morrison and Yamhill.

J. A. CHILD.

REAL ESTATE LOANS.

$100,000 TO LOAN IN SMALL OR LARGE sums from $500 to $15,000. Apply to OREGON & WASHINGTON MORTGAGE SAVINGS BANK, Portland. ap6f

$10,000 GOLD

WANTED FOR 5 YEARS. THE BEST OF Security given. For particulars address immediately, Box 127, Salem, Oregon. ap5d2w&eod&w1t

TO LOAN.

ON REAL ESTATE SECURITY, $2000—$2200—$600 and $500. Apply to WOODWARD & COFFELL, Brokers, cor. First and Washington sts.

STR. McMINNVILLE

WILL LEAVE PACIFIC DOCK every

Monday, Wednesday & Friday,

At 6 o'clock A. M., for

Oregon City, Butteville, Champoeg, Dayton, Lafayette and McMinnville.

For rates apply on board, or to the Agent on the wharf.

HATS, HATS, HATS

JUST RECEIVED,

AN ELEGANT STOCK, FRESH AND DESIRABLE,

AT LOW PRICES—LOWER THAN ANY HOUSE IN THE CITY.

Silk Hats, Spring Styles,

JUST OUT.

Hats Blocked and Pressed by

FISHEL & ROBERTS,

HATTERS,

Corner First and Alder Sts., Strowbridge's Building.

Just Received.

Aurora Apple Butter.
California Raisins,
Boned Turkey,
Dusseldorfer Senf.

For sale by

HACHENEY & STEMMLE,

SEED DEPOT,

Corner Taylor and First sts.

HODGE, SNELL & CO.,

Wholesale Druggists,

NO. 75 FRONT STREET,

DEALERS IN

WAKELEE'S BATH FOR SHEEP.
BUCHAN'S CRESYLIC SHEEP DIP.
MALLINCKRODT'S CARBOLIC do.
TILTON & BURTT'S SHEEP PREPARATION.
CORROSIVE SUBLIMATE, ARSENIC.
SULPH. ZINC, CARBOLIC ACID, &c.

(Remedies for the cure and prevention of Scab, &c. d&w2p

Ordinance No. 1948.

AN ORDINANCE AUTHORIZING A CONTRACT for advertising.

The City of Portland does ordain as follows:

Section 1. The Committee on Accounts and Current Expenses are hereby authorized and directed to enter into contract with the *Daily Standard* for the publication of all Ordinances and other advertising ordered to be done as required by law, for which the city of Portland would be liable, for the term of one year, at the rates set forth in their proposal, dated April 3d, 1877.

Passed the Common Council April 4, 1877.

W. S. CALDWELL, Auditor and Clerk.

Approved April 6, 1877.

JOSEPH R. WILEY, President of the Common Council and Acting Mayor.

ap7d3t

NEW TO-DAY.

[illegible]

GRAND OPENING DAY

OF THE LATEST STYLES OF

LADIES' READY-MADE SUITS,

CLOAKS, DOLMANS,

UNDERWEAR, FANCY GOODS,

&c., &c., on

Monday, April 9th.

L. ADLER & SON,

"EMPORIUM OF FASHION,"

First street, near Morrison.

Here We Are Again!

FINE DISPLAY!

NEW GOODS!

EX STEAMER "ELDER."

From the Leading Manufacturers in California and the East.

FULL ASSORTMENT OF

LATEST SPRING AND SUMMER STYLES

IN

Ladies' Gents', Misses', Youths' and Children's

BOOTS & SHOES.

LOWEST PRICES!

Opposition Boot & Shoe Store,

Corner First and Stark Streets.

E. CAHALIN.

Ordinance No. 1945.

AN ORDINANCE TO PROVIDE FOR THE time and manner of improving Columbia street from the center of Eighth street to the center of Twelfth street.

The City of Portland does ordain as follows:

Section 1. The proposed improvement of that part of Columbia street lying between the center line of Eighth street and the center line of Twelfth street shall be completed as hereinafter provided on or before the 1st day of July, 1877.

Section 2. The surface of the street shall be cleared of all timber, plank or other obstructions. If the obstructions are not removed within three days after notice from the Superintendent of Streets they shall be removed by and become the property of the contractor.

Section 3. The improvement shall consist of grading the street to the established grade.

Section 4. The contractor shall take entire charge of the work during its progress, and shall be responsible for any loss or accident resulting from carelessness or neglect.

Section 5. The improvement shall be completed to the satisfaction of the Committee on Streets and Public Property and the Superintendent of Streets.

Section 6. The Committee on Streets and Public Property are hereby authorized to advertise for, receive proposals and enter into contract with the lowest responsible bidder or bidders for the improvement specified in this Ordinance.

Passed the Common Council April 4, 1877.

W. S. CALDWELL, Auditor and Clerk.

Approved April 6, 1877.

JOSEPH R. WILEY, President of the Common Council and Acting Mayor.

ap7d3t

Pine Street.

NOTICE is hereby given that the Assessment made by Ordinance No. 1943 for the improvement of Pine street in the manner provided by Ordinance No. 1868, on each of the following described lots of land fronting upon that part of Pine street lying between the center line of Fifth street and the east line of Second street, as well as those liable for a proportionate share of improving the intersections of streets running at right angles therewith, is due and payable at the office of the City Treasurer in United States gold and silver coin, and unless paid with a fifteen days from the date hereof, the Common Council will order warrants issued for the collection thereof:

Block.	Lot.	Owner.	Assessm't
30,	7, 8,	Mary O'Kane	$249 20
31,	5, 6,	Lena Levy	249 80
			$499 00

By order of the Common Council

W. S. CALDWELL, Auditor and Clerk.

April 7, 1877. ap7d10t

Street.

NOTICE IS HEREBY GIVEN THAT THE COMMON Council of the City of Portland proposes to improve F street from the east line of East Park street to the west line of West Park street, by grading and laying sidewalks and crosswalks.

W. S. CALDWELL, Auditor and Clerk.

April 7, 1877. ap7d10t

POUND NOTICE.

TAKEN UP, ON WEDNESDAY, APRIL 4th, A mouse colored mare, branded "E" on left hip. Will be sold on Monday, April 9, at 12 o'clock M., if not redeemed.

CHAS. LAWRENCE, City Pound Keeper.

2t

EAST PASSENGERS

3RD CABIN

TICKETS!

At Reduced Rates from former Prices, by

T. DITTENHOEFER,

ap3d 2m 37 Front street.

KEEP WASH TOBACCO,

in any quantity, by

T. DITTENHOEFER.

ap2 37 Front Street. 2m

WAX WORK!

MRS. S. BETTMAN,

Manufacturer of all kinds of

Wax Flowers & Bridal Wreaths

AUTUMN LEAVES & VINES A SPECIALTY.

LESSONS GIVEN IN THE ART.

Samples of Work can be seen at corner Third and C streets, where orders can be left.

Natural Flowers preserved for Funeral Work.

Button-Hole Bouquets of all kinds, 25 cents each.

As my stay in the city will be brief orders should be promptly furnished. ap4d1m

PARTIES WISHING TO SECURE A GOOD PAYing Business will do well to call at GILMAN & IRVIN'S Auction Rooms, corner of Front and Oak streets, Portland.

Perpetual Self-Heating Combination

IRONING MACHINE!

The Greatest Invention of the Age.

JUST OUT!

Warranted to give satisfaction in every respect.

G. W. WILLIAMS, GENERAL AGENT.

GILMAN & IRVIN, Agents.

ap6d1m Cor. Front and Oak, Portland.

SEEDS!

A FRESH AND FULL STOCK OF

Field, Flower & Garden Seeds.

SEED POTATOES AND ONION SETS.

For sale by

HACHENEY & STEMMLE,

Corner First and Taylor streets.

SAN JUAN LIME!

500 BBLS. OF THIS SUPERIOR LIME;
200 bbls. PORTLAND CEMENT;
100 bbls. ROSENDALE CEMENT;
Also, Land and Calcined Plaster, for sale in lots to suit purchasers, by GEO. ABERNETHY.

m30d2p Second st., bet. Taylor and Salmon

AMUSEMENTS.

NEW MARKET THEATER.

LESSEE AND MANAGER.....MR. JOHN JACK

Mr. John Jack respectfully announces a short and Brilliant Season of

Thirteen Nights and Three Matinees!

COMMENCING

SATURDAY, APRIL 7, 1877

Return of the Accomplished and very Successful Actress and Vocalist,

MISS ANNETTE MIN.

And the Popular Character Actor,

MR. JOHN JACK!

Who will be supported by a full cast of first class Talent.

The Great Wallack's Theater, New York, Success,

JOHN GARTH

Saturday Afternoon and Evening.

PRICES AS USUAL. Box Sheet at Gray's Music Store.

JUST RECEIVED

BY

C. M. WEBER,

105 FRONT STREET,

BOOTS AND SHOES.

Direct from the East.

A LARGE LOT LATEST STYLES

Gray Bros.' and C. T. Morrow's Boots and Shoes for Ladies' and Children's Wear.

Caufield and Graf Bros.' Hand Sewed Extra Fine for Men's Wear.

Also, a Full Assortment

SAN FRANCISCO MANUFACTURED GOODS

All of which will be sold at a Small Profit.

ap6d1m

Eastern and Shoalwater Bay Oysters,

IN EVERY STYLE,

AT

ALISKY & HEGELE'S

Premium Candy Factory,

No. 105 FIRST STREET.

DRY GOODS, MILLINERY, ETC.

NEW GOODS

We are now ready to show

OUR MAGNIFICENT STOCK OF

SPRING GOODS

We will open this week

AN IMMENSE STOCK

OF

MILLINERY GOODS.

Imported direct from the East, to which we invite the Trade.

LOW PRICES

GUARANTEED A SPECIALTY

During the Season.

LEWIS & STRAUSS,

No. 87 FIRST STREET.

OPENING DAY.

Wednesday, March 28,

WILL OPEN FOR THE INSPECTION OF MY customers and the public generally, one of the largest and Best Selected Stocks of

FANCY GOODS

FLOWERS, FEATHERS,

English Straw and Chip Hats.

Including all the Latest Styles in these Goods.

The Ladies are invited to call and examine my Stock.

MRS. G. H. CLARKE.

BLAKE & NELSON

DEALERS IN DRY GOODS,

Corner First and Washington Streets,

PORTLAND, OREGON.

$21 Silver for $20 Gold.

IMMENSE REDUCTION IN PRICES.

The Most Liberal Inducements Ever Offered in Oregon.

DRY GOODS, NOTIONS, FANCY GOODS,

CLOTHING, BOOTS AND SHOES, &c., &c.

PRICE NO OBJECT. LIFE MEMBERSHIP

Corner of First and Yamhill Streets, Portland.

Call and See for Yourself.

SELLING.

HARGAINS WILL BE OFFERED!

COME WILL TELL.

Currency at Par.

DR. WM. C. ZIEGLER.

German Eclectic Physician,

WOULD INFORM THE CITIZENS OF PORTland and vicinity that he has opened an office at No. 60 First st., between Stark and Oak, east side, where he is prepared to treat diseases of all kinds in a rational manner, having all the appliances for doing so successfully. Will give Baths of all kinds, Sulphur, Vapor, plain and Vapor Medicated of all kinds desired.

Ladies will be delighted with the Sulphur Baths for their beautifying effects upon the complexion.

A skillful lady always in attendance upon ladies and children.

Office hours from 10 to 12 A. M., from 2 to 5 and 7 to 9 P. M. ap6f

SHIP "DOVENBY."

ALL CLAIMS AGAINST THIS VESSEL MUST be presented, in duplicate, before noon on Saturday, the 7th instant, or the undersigned will not be responsible for the same.

E. C. JANION & CO.

READ AND PROFIT THEREBY.

NOW IS A GOOD TIME TO BUY A HOME IN the city or country, as Real Estate is selling very low. We have some good Business Lots and Residences for sale on very reasonable terms.

We will sell 320 Acres of good Land for $1250; 160 Acres for $640; 40 Acres for $200. Also a number of good Farms, containing from 80 to 660 acres, can be bought of us on reasonable terms, among which is one 5 miles south-west of Forest Grove, containing 660 acres, 320 acres fenced, 150 in meadow and about 150 plow land; it is a choice Dairy and Grain Farm. We Rent Houses, collect rents, loan money, make out and take acknowledgments of legal papers, search Records, and pay taxes for non-residents.

PARRISH & CORNELL,

Real Estate and Loan Agents,

Front and Washington streets, Portland, Oregon.

L. K. PARRISH. E. V. CORNELL, Notary Public.

WANTS.

WANTED.

$14,000 OR LESS, ON FIRST CLASS CITY property; first mortgage security; interest at 10 per cent per annum for three years. Address ARTHUR FARIE, Portland. ap4dim

WANTED.

PARTIES HAVING HOUSEHOLD FURNITURE to sell, will find it to their interest to address Lock Box 457, P. O., Portland.

AGENTS. 12 ELEGANT OIL CHROMOS, size 9x11 by mail, post-paid for $1.00. Send address for illustrated Catalogue. F. MUNSON, Jun'r. 124 Post street, San Francisco. d12d&wly

TO LET.

TO RENT.

A SALOON, OR FOR ANY OTHER PURPOSE, a good Building consisting five rooms, and a stable for two horses, and wagon house attached, in a good and improving locality, for the very low rent of Twenty Dollars per month. Apply to MR. HERSEY, Aurora Restaurant, Front and Alder streets.

ROOM TO RENT.

A LARGE NICELY FURNISHED ROOM, SUITAble for two gentlemen. Can be had by addressing ROOM, Box 856.

NICE ROOMS TO LET,

UNFURNISHED or UNFURNISHED, FRONT ROOM on lower floor suitable for an office, on Fourth street, between D and E.

MRS. C. C. RENGOVE.

To Let, STORE ROOM NO. 105 THIRD ST., 80 feet deep, and a good stand for city trade. Also the 12 Rooms over Store, Nos. 105 and 107, each room, or suit, has marble basin and water. If desired the party renting Store could have the rooms overhead for dwelling. Rent moderate. Inquire of JOHN WILSON, 107 Third street.

TO RENT.

FIRST CLASS ROOMS TO RENT BY THE DAY or week, with the accommodation of the Parlors. Cor. Front and Ash sts.

FOR SALE.

CHOICE HOTEL or RESIDENCE PROPERTY FOR SALE.

ONE HALF BLOCK, ELIGIBLY SITUATED near the Court House, U. S. Custom House and Postoffice in Astoria. Has a splendid orchard, and also a good well of living water upon it. Also, a good frame building size 24 by 54 feet, two stories high, known as the "Union House." This is a bargain for any person wishing to purchase Real Estate in Astoria, the seaport of Oregon. Terms easy. For particulars address W. B. ROSS, Lock Box 1, Astoria, Oregon. ap6d1w

FOR SALE CHEAP.

SMALL STEAM ENGINE, SUITABLE FOR a hoisting. Has two Cylinders, each 5 inch bore and 6 inch stroke, on a bed frame; new; price $150; is worth $200. Also, a STEAM ENGINE 3 inch bore, 2½ inch stroke, with pump, fly wheel, main shaft, &c.; and boiler 36 inches diameter and 16 feet long double flue, all in good running order. Also, one Woodworth PLANER, No. 1, 2 Circular SAWS, Spaulding's patent, 52 and 52 inches diameter, sawing machinery complete. Terms, part cash, balance properly secured, or will sell all or a portion as desired. Call on or address, JOHN A. KERR, Vancouver, W. T. ap4d1t

NO OSTRICH FOR SALE.

SUITABLE FOR A MARKET GARDEN—TWO Acres, good house, young orchard, &c., 1 mile from Portland, on the south, use of two acres adjoining free of charge. Good supply of running water to be had at a slight expense. Price low, terms easy. Apply to B. B. Postoffice Box 764, Portland, Oregon. m5d1m

A SOLAR COMPASS,

IN WORKING ORDER AND GOOD REPAIR, for sale cheap and on easy terms. Address "SURVEY," care Oregonian office. m23d1m

FOR SALE.

ONE TUFTS ALASKA SODA FOUNTAIN, consisting of White Marble Standard, with 8 heavy Silver plated Syrup Faucets. One Copper Soda Generator, and two 14-gallon Copper Fonts, with all the tools and appliances necessary. All in good working order, as I buy no ale $200 below cost. Apply to ALBERT & ZIEGLER, Confectioners, First street, Portland.

FOR SALE OR RENT.

PIECE OF LAND SITUATED FIVE MILES from Portland, on a good road, containing 80 acres, 20 acres of which is bottom land, in the finest cultivation for gardening purposes, and would make a good Milk and Butter Ranch. Terms easy. Inquire of W. BARNES, Central Market Restaurant. mh30tf

FOR SALE.

IN WHOLE OR IN PARTS, A TRACT OF 320 acres, including the Wheeler Landing and surrounding the warehouse, on the west side of the Willamette, half-way from Portland to Salem. Address, HON. S. BRUNCKER, Newberg, Yamhill county, or see him at his residence, near the Landing. mh10d1m

FOR SALE.

THE FURNITURE AND FIXTURES OF THE St. Charles Hotel, Albany, Oregon. Reason for selling, poor health. Apply to J. K. MORRISON, Albany, Ogn.

FOR SALE—PROPERTY FOR SALE.

IN LEWIS COUNTY, W. T., ONE STORE BUILDing, Lot and Stock of Goods, Hay Shed and Stock in Warehouse, at Chehalis Station, Northern Pacific Railroad; also, 320 acres of good County Seat of Lewis county, 320 acres of good Wild Bottom Land on Cowlitz river, very light growth of timber, 320 acres of Land 13 miles north of Chehalis Station. For part culars and terms enquire of Messrs. L. GOLDSMITH & CO., Portland, Agts, or GEO. T. HOGUE, Claquato, Lewis Co., W. T.

FOR SALE.

ONE FIRST CLASS SECOND HAND LILLIE'S

Fire and Burglar Proof Safe,

Inquire of NORTHRUP & THOMPSON. m22d&w1m 126 and 131 Front st., Portland.

ASTORIA REAL ESTATE

FOR SALE.

TWO LOTS, VERY ELIGIBLY AND CENTRALly located. Has a good house and other improvements on them.

Terms—One-third cash, balance left on mortgage to suit purchaser.

For further particulars address E. C. HOLDEN, Auctioneer and Real Estate Agent, Astoria, Or. March 17, 1877. m17d1m

FOR SALE.

One of the Best Bargains ever Offered in Oregon.

A SPLENDID SHEEP AND GOAT RANCH, consisting of 2,573 acres of land, most of which is open grazing land. It is well watered by several living springs; 160 acres of the farm is improved or meadow lands, the balance hill and pasture lands. On the ranch there are three good houses, Barns, Sheep Sheds, &c. There is about three acres of good Orchard, 35 acres of choice beaver dam land.

This valuable property for sale at 5 per acre, if disposed of soon; time given upon part of purchase price if buyer desires. This ranch is about 25 miles from Portland. Apply to ATKINSON & WAKEFIELD, Portland, Oregon. mh9d1m

SAN JUAN COUNTY, W. T.

Farms and Sheep Runs

FOR SALE OR LEASE.

THE UNDERSIGNED IS AGENT FOR THE Sale or Lease of several valuable FARMS and SHEEP RUNS, situated on San Juan and Orcas Islands. Address E. D. WARREN, San Juan Island, W. T. ja18d3m

Farm at Public Sale.

WE WILL OFFER FOR SALE on the Premises, on Thursday, April 19th, 1877, at two o'clock P. M., two hundred acres of the Talbot Farm. The improvements consist of a house, barn, outhouses, good orchard, and it is all under fence, and nearly all plow land. There is just enough timber for farm purposes; running water on the farm. It is situated eight miles southwest of McMinnville, and is one of the choicest pieces of land in Yamhill county. Certificate furnished from reliable attorneys that the title is perfect. Terms—part cash, balance on time, secured by mortgage on the farm. For particulars see DeLASHMUTT & OATMAN.

Notice is hereby given that I have just received a full Power of Attorney from George Talbot to transact any and all business for him.

HENRY P. TALBOT.

Portland, March 22, 1877. m23d&wlm

WANTED.

$3000 IN DALLES AND SANDY WAGON Road Scrip. Will pay cash. For particulars see DeLASHMUTT & OATMAN.

$2000, $2300, $700, $1500, $900 and $3000 to loan on Real Estate Security for twelve months, for particulars call at the RETAIL BANK.

For Sale—A fine DAIRY FARM, all stocked, on Sauvie's Island, with good paying business. For the deed apply to DeLASHMUTT & OATMAN.

Sums from Twenty-five Cents up always on hand to loan on personal security.

Bonds and Stocks bought and sold on commission.

Some splendid bargains in City Real Estate, and a few farms at less than the improvements cost can be had of yours truly,

DeLASHMUTT & OATMAN, m23d1m Retail Bankers.

AUCTION.

OSCAR [illegible]

AUCTION AND [illegible]

Corner Front [illegible]

Regular Sale Days, [illegible]

WILL PURCHASE AND [illegible] Merchandise, Furniture, [illegible]

A general assortment of [illegible] sale.

[illegible] BOOTS

[illegible] SHOES

OIL CLOTHING

Kilbourn's Auction [illegible]

SECOND HAND [illegible]

FOR ALL [illegible]

Kilbourn's Auction [illegible]

S. L. N. GILMAN.

GILMAN [illegible]

Auctioneers and [illegible]

MERCHANTS

Corner Front and [illegible]

Regular Sales on [illegible] and Morrison, at 10 o'clock A. M.

RENT [illegible]

TUESDAY'S [illegible] At 10 o'clock [illegible]

THURSDAY'S [illegible] At 10 o'clock [illegible]

CITY.

CONGREGATIONAL CHURCH.—Since the First Congregational Church has been subjected to repairs and a general renovation, no church in the city presents a handsomer interior appearance. The walls, sides and ceiling of the building have been rewhitewashed and tressed, as a beautiful coat of fresco. This work was done by Mr. Polderman, whose abilities as a fresco artist are too well known in this community to require comment. The design is plain and chaste, very appropriate, and lends an air of beauty, taste and refinement quite charming to the sacred precincts of a building dedicated to the service of God. While there is an absence of elaborate ornamentation in the design, the work is in perfect consonance with the character of the building, and the interior view cannot fail to gratify the eye and bring a sense of pleasure to the mind. During the time the repairs and improvements have been progress, usual services have been omitted. Everything having been completed, the church will once more be thrown open to divine service to-morrow morning and evening. For several months past, Rev. J. H. Acton, editor of the *P. O. Advocate*, has been temporary pastor, in the absence of the minister belonging to the denomination, Rev. J. A. Cruzan, a Congregational minister, will arrive here next week on the *Ajax*, and will assume the pastorate of the church.

PASSENGERS.—This morning the steamer *Wm. W. Elder* will sail hence, carrying the following passengers: Capt. K. Von Otter, [illegible], L. Kastan, J. Jacobs, F. D. Upton, M. [illegible] Hass, C. T. Woodin, Mrs. Zack [illegible], F. Waller, Geo. Hall, [illegible] C. Mosher, [illegible] Staley, Isaac McNeely, James [illegible] Taylor, John Gilday, H. Goss, [illegible] Mansfield, M. Schuyler, R. A. Austin, Miss Celina Lemoine, [illegible] and family, Miss Cora Salina, Miss Fannie Sloss, Miss Minne Nathorn, Miss Sarah Hall, H. C. Owen, O. L. Stevens, O. S. Lyman, James Fuller, Mrs. D. Solomon and child, J. P. Volmer, Mrs. Connor, Mrs. L. Howe, F. Hickey, Wells, Fargo & Co's messenger [illegible] Henry Wilson, W. Hendrie, R. Sloss, Wm. Sawyer, Amos Sawyer, P. Barrett.

THE MORAND CASE.—In the County Court yesterday the application of W. C. Morand for his discharge from custody on a writ of habeas corpus, was argued before Judge Woodward. The attorneys before named as appearing in the case, were present and discussed the various points in the law bearing on the case, which is by no means a clear one, and time for further argument and examination was desired, the court postponed further hearing until Thursday next at 10 o'clock.

HAND CUT OFF.—Robert Bruce, who has been employed at Capt. Marlow's shingle factory, at Weidler's new mill, met with a serious accident yesterday. While engaged in sawing shorts in planing machine, his hand was caught in the knife and shockingly mangled. The top and middle fingers were cut off, while the third and little fingers were badly crushed and severed the joints. It is hoped that a portion of the hand will be saved.

Two lawsuits, one [illegible] Mr. C. M. Rodgers, the contract for building some very [illegible] at the corner of Taylor and First streets, Independent [illegible] in Insurance Company, which [illegible] at the corner of Taylor and First streets, brick build[illegible] and [illegible] of the [illegible] will end[illegible] [illegible] will be tried [illegible] forth. [illegible] Rodgers [illegible] the new [illegible] same firm of Dugdale & Rodgers.

Large Lots [illegible] building lots recently [illegible] for at the [illegible] sales: Addition, Mrs. S. J. Abernethy, [illegible] Reed; Dekum, John; Evening [illegible] Quarter, Francis Resnicks, S. J.; Stone, C. [illegible] ster, H. [illegible]

CHARITY CONCERT.—New Market was crowded to its utmost capacity last evening. The performance was inaugurated by a number of amateur musicians of Portland, under the direction of Mr. Henry Mahn, and the proceeds are to be devoted to St. Vincent Hospital. A [illegible] programme, embracing a number of popular selections was rendered in a manner quite accordant to the large audience. Mention would be but justice of [illegible] of the various [illegible], and either of whom [illegible] in the entertainment. We are unable for want of space, but it will suffice to say they all acquitted themselves in the individual efforts in a manner [illegible] to the reputation of the country, and with a degree of appreciation [illegible] by the audience. A neat sum was realized, which will materially aid the [illegible] of the hospital treasury.

JOHN GARTH.—Mr. John Jack and Miss Annie Firmin, and the [illegible] company returned last evening from a six weeks' [illegible] Walla Walla and Eastern Oregon. This afternoon a short dramatic season will be commenced at New Market Theater. John Sheldon's splendid five act comedy of "John Garth," which enjoyed such unprecedented run at Wallack's Theater, New York, will be seen and for the first time in Portland. "John Garth" will be personated by John Jack, as "Master Deerham" and Miss Annie Firmin, supported by the full strength of the company. Strict attention will be bestowed on the matter of costume, stage accessories, scenic effects, etc. During the progress of the play, Miss Annie Firmin will sing, "Down by the River Side." This evening "John Garth" will be repeated, when a crowded house may be anticipated.

BUSINESS NOTICES.

Kilbourn's regular sale to-day at 10 o'clock.

This morning the furniture, etc., of the City Hotel, East Portland, will be sold by Sheriff's sale. Messrs. Gilman & Irvin, auctioneers.

Ackerman, of the Dollar Store, has a full assortment to his stock of late, as will be noticed by the advertisement elsewhere. They have rare bargains at the house, where is also an unlimited supply of goods for everybody.

Smith Bros., the foundrymen, have been engaged principally on work for the fisheries, but are now running full on general work. We are pleased to note this, as the gentlemen are deserving of large patronage, they having met with serious crawbacks on account of fires which destroyed their old foundries.

Captain Cahalin has been making several changes in his store which enables him to show his largely increased stock to better advantage. He announces the receipt of large invoices of boots and shoes per steamer Ajax, which are suited to all classes, old and young. Call and see him at the Opposition Boot and Shoe store.

Next Monday will be opening day of new goods at J. Earris & Son's Emporium of Fashion. A grand display will be made. It will consist of the latest styles of ladies' cloaks made of cassimere, basket cloth, linens, and cloaks and dolmans of the newest materials; ladies' underwear, fancy goods, &c., &c. The ladies are cordially invited to attend.

In the Centennial block, Second street, the last new opening we note is the drug store of Mr. J. A. Child, a gentleman of experience in the business. It is modest in appearance, but the proprietor can guarantee patrons the attention which will be found at the best related establishments. By all means give him a call when you desire anything in his line.

SOCIAL EVENTS.

The regular Friday night party took place at Day & Brenner's Academy last evening.

A surprise party took place at Mr. Thiessen's on Thursday evening and it proved a success.

The Waverly Club closed their season with a very pleasant soiree at Turn Hall on Thursday evening. The music, by Prof. Bray's leadership, was unusually fine, being greatly enhanced by the introduction of a Knabe piano, which was listened to with extreme pleasure. The club may give a few more moonlight excursions during the summer months.

Grand opening day of new goods at the Emporium of Fashion next Monday.

A New York party will soon open a dry goods and millinery establishment in the [illegible] building corner 1st and Taylor.

...TION AND COM...

OSCAR KI...

...T AND COMMISSION M...

Corner First and Pine Sts.

...gular Sale Days, Wednesday and Saturday.

...ILL PURCHASE AND SELL REAL ... Merchandise, Furniture, etc.

...general assortment of Merchandise ...

EXCELSIOR

...

...TES DAY!

...L CLOTHING, CH...

AT

...lbourn's Auction ...

...OND HAND ...

Of different kinds,

FOR SALE CHEAP, ...

...lbourn's Auction ...

sp4d2w

...E. GILMAN.

GILMAN & BR...

...nebrokers and Co...

MERCHANTS,

...Front and Oak Streets,

...ollection of Real Estate, Rents ... TUESDAYS and ...

...

REGULAR ...

TUESDAY, APRIL 11, ... At 10 o'clock A. M.

FURNITURE.

...Wood Seat ... Chairs, ... Arm Rockers, ... Office, ... Painting, ...

ALSO,

...

...

...

The Daily Evening Bulletin.

SATURDAY MORNING, APRIL 7, 1877.

JUDGE DEADY'S DECISION.

[Concluded from First Page.]

seriously questioned from the first; and this, as has been stated, was accomplished mainly by the plaintiff. The appropriation being made, there ought not to have been any doubt or question as to the validity or payment of the claim. All that was necessary was to show that the price of the beef was *in justice and equity*, under all the circumstances, reasonable; and although the price appears to have been very high, no serious objection was made upon that account, because there were plenty of precedents for it among the allowances under the act of July 17, 1854 and the purchases by the regular army under similar circumstances in that region of country. Besides, the fact that the parties had waited for their money 17 years without interest and had been compelled to pledge a large portion of it to defray the expenses of procuring the appropriation to pay it might well be considered by the Secretary of War in making an *adjustment* and *settlement* of this claim "*on just and equitable principles.*"

But notwithstanding all this, by one means and another, and without any apparent fault of the plaintiff, the payment of this claim was delayed and obstructed in the department for over three years, to the great injury of the plaintiff and the other parties interested. Directly and indirectly the defendant, Griswold, appears to have been the principal cause of this delay, and finally, with full notice of all the circumstances, he appears to have taken the usage of them to get the claim transferred to himself, for a little over fifty cents on the dollar, with the intent to deprive the plaintiff of his interest in it and all compensation for the time, labor and expense bestowed on it, as much as possible.

Before the execution of the assignment and power of March 18, 1874, by Cardwell, the plaintiff was informed by the former to the effect that the charges would be 33 per centum of the sum collected, and Cardwell then and there assented to the proposition, so that at the time of the sale to Griswold, the plaintiff had a vested interest in the claim unless there was something in the law applicable to the case which will prevent the acts of the parties from taking effect according to their manifest intentions and the terms of the power.

Counsel for the defendant, however, claim that as a matter of fact, the plaintiff was simply employed to collect this claim—that he looked upon the fund for his services, and that no part of it was appropriated or assigned or given as a security therefor, or in satisfaction of the debt, and therefore Cardwell might dispose of the claim to Griswold, pending its collection, without his consent, and if there is any liability on the plaintiff for services rendered or expenses incurred on account of this claim, he may bring an action at law against Cardwell, wherein he can recover commensurate with the injury sustained, if any.

But upon the proofs there can be no doubt that the contract and power of attorney of March 21, 1871, the plaintiff as agent or attorney for Cardwell, had a lien upon the money in the treasury of the United States in question earned, which Cardwell could not release or ignore. Story on Agency, 384. But one of the irrevocable powers of the assignment of March 18, 1874, was at least an equitable assignment to the plaintiff of one-third of the amount to be received on the claim as a compensation for his services and expenses in procuring the allowance and how far to be rendered in obtaining its allowance. This agreement by Cardwell to pay the plaintiff when the claim should be allowed and the fund in the hands of the Secretary of War upon the special appropriation of so much money to the plaintiff, so that he was thereby authorized to pay it himself without the intervention of Cardwell. The case is within the rule laid down by Chancellor Kent in Bodley v. Gamble, 2 Edw. Ch. (cited in 2 Lead. Cas. in Eq. 634), "one of the principles," said his Lordship, "which flows from the cases is, that when a debtor and creditor agree that a debt shall be paid out of a particular fund belonging to the debtor, or an order is drawn by the creditor upon a person owing or holding funds belonging to his debtor, directing such person to pay such funds to the creditor, such agreement or order creates a valid and equitable charge upon such fund; in other words will operate as an assignment of the debts or funds on which the order refers;" and Chief Justice Cranch in Murray v. Gibson, 5 Cranch, 274; Ellison v. Wall, 22 Howard, 2 Wall. 447. In the latter case the court say—"The evidence in the case is clear that the complainant was to receive a certain per centum out of the fund, whether money or scrip. This agreement constituted a lien upon the fund, whether it should be money or scrip. It was looked to and not the personal responsibility of the owner of the fund. It was assented to by